

106TH CONGRESS  
2D SESSION

# S. 1937

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 27, 2000

Referred to the Committee on Resources, and in addition to the Committee on Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## AN ACT

To amend the Pacific Northwest Electric Power Planning and Conservation Act to provide for sales of electricity by the Bonneville Power Administration to joint operating entities.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1       SECTION 1. Section 5(b) of the Pacific Northwest  
 2       Electric Power Planning and Conservation Act (16 U.S.C.  
 3       839c(b)) is amended by adding at the end the following:

4               “(7) REQUIRED SALE.—

5               “(A) DEFINITION OF A JOINT OPERATING  
 6               ENTITY.—In this section, the term ‘joint oper-  
 7               ating entity’ means an entity that is lawfully or-  
 8               ganized under State law as a public body or co-  
 9               operative prior to the date of enactment of this  
 10              paragraph, and is formed by and whose mem-  
 11              bers or participants are two or more public bod-  
 12              ies or cooperatives, each of which was a cus-  
 13              tomer of the Bonneville Power Administration  
 14              on or before January 1, 1999.

15              “(B) SALE.—Pursuant to paragraph (1),  
 16              the Administrator shall sell, at wholesale to a  
 17              joint operating entity, electric power solely for  
 18              the purpose of meeting the regional firm power  
 19              consumer loads of regional public bodies and  
 20              cooperatives that are members of or partici-  
 21              pants in the joint operating entity.

22              “(C) NO RESALE.—A public body or coop-  
 23              erative to which a joint operating entity sells  
 24              electric power under subparagraph (B) shall not  
 25              resell that power except to retail customers of

1           the public body or cooperative or to another re-  
2           gional member or participant of the same joint  
3           operating entity, or except as otherwise per-  
4           mitted by law.”.

Passed the Senate November 19, 1999.

Attest:

GARY SISCO,  
*Secretary.*